

WILLIAM E WILLIAMS
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PRESCOTT, AZ 86305

ARIZONA SUPERIOR COURT
YAVAPAI COUNTY

SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA

2010 DEC -8 PM 4:44

JEANNE HICKS, CLERK

S. LANDINO

BY: _____

STATE OF ARIZONA,

No. P1300CR20081339

Plaintiff,

Vs.

STEVEN CARROLL DEMOCKER,

Defendant,

EMERGENCY MOTION TO POST DOCUMENTS

COMES NOW the Petitioner pro se, William E. (Bill) Williams, and respectfully requests the Court hold a hearing to direct the clerk to post all records on-line.

As grounds for the motion, Petitioner states:

1. I am a taxpayer in Yavapai County who has standing with the court.

BACKGROUND

Petitioner, William E. (Bill) Williams, is researching the DeMocker case and has been allowed to observe, make oral argument, and write about and within courtroom proceedings in the above captioned matter.

ARGUMENT

Petitioner has argued for unsealing all documents but has just learned that dozens or hundreds of "unsealed" documents in this case were never posted by the clerk on-line. Non-posting impairs journalist abilities to write about the case and prevents all taxpayers from reviewing the files and could alter the argument to unseal which may be heard on

December 13 at the Court's 9 a.m. hearing – requiring the “emergency” nature of this motion.

Petitioner has sent firm demand letters to the Court, the Clerk and the County Attorney regarding access to all documents but just this week learned of the non-posting by the Clerk. If ALL motions, transcriptions and pleadings were to be posted, this Petitioner might have enough information with which to write. Even the most basic of information has not been posted on this Superior Court's website such as the October 31, 2008 indictment and the September 29, 2010 indictment in this case. Critical to public information is the posting of those indictments and all responses, defenses, and replies to those indictments.

In much the same argument for unsealing the “sealed documents” ALL other documents in this case MUST be posted by the Clerk for the following reasons: First Amendment Freedoms, the public's right to know and... in the absence of this Court's findings... that there is a compelling interest to not post records.

In Lake v. City of Phoenix, the Court said Arizona's public records law “opens *government* activity to public scrutiny. The core purpose of the public records law is to allow the public access to ... records ... so the public may monitor the performance of government.” Lake v. City of Phoenix, 222 Ariz. 547, citing Griffis v. Pinal County, 215 Ariz. 1 and Phoenix Newspapers, Inc. v. Keegan, 201 Ariz. 344.

In a recent public speech to local attorneys, Arizona's Chief Justice Berch patted Yavapai County on the back for pioneering the electronic courtroom in this state, but non-posting of all pertinent documents flies in the face of this compliment from the Chief Justice.

The Arizona Supreme Court maintains the "Arizona Judicial Branch" page on the internet, but if one goes to the site to view documents, using this case's number (P1300CR20081339) and then click on Yavapai County – you only see half-dozen records, including this Petitioner's Motion to Unseal.

If one goes to the Yavapai Superior Court website and enters this case number, you see that dozens, and perhaps hundreds of critical documents from 2008-2010 are not posted or missing. The same is true if one takes "the shortcut" to this case by clicking on Yavapai County Superior Court's "High Profile Cases" tab.

REQUEST FOR RELIEF

For the foregoing reasons, Petitioner respectfully moves the Court to:

1. Order the Clerk to post ALL documents in this case on-line.
2. Set an immediate appointment for this Petitioner to review the hard copy of this case file.
3. Incorporate this argument in the December 13 hearing.
4. Or any other remedy the court sees fit.

Respectfully Submitted



William E. (Bill) Williams

Petitioner pro se

824 W Gurley St

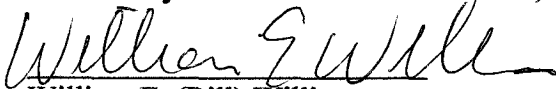
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I certify that a copy of the foregoing was sent to the Yavapai County Attorney's office, the attorney for Western News and Info, Inc, and Defendant's attorney Craig Williams.



William E. (Bill) Williams